

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, DECEMBER 09, 2014

Committee of the Whole 7:30 P.M.
Stated Meeting 8:00 P.M.
City Council Chambers

TIME: 8:10PM

PRESENT: PRESIDENT OF THE COUNCIL
LIAM J. MCLAUGHLIN

DISTRICT:

6	MAJORITY LEADER JOHN J. LARKIN
3	MINORITY LEADER MICHAEL R. SABATINO

COUNCIL MEMBERS:
DISTRICT:

1	CHRISTOPHER A. JOHNSON
2	CORAZON PINEDA
4	DENNIS E. SHEPHERD
5	MICHAEL B. BREEN

Recitation of the Pledge of Allegiance to the Flag followed by a minute of silence to invoke God's guidance and Blessing upon our deliberations.

Minutes of the stated meeting held on November 25, 2014 approved on motion of Majority Leader Larkin.

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COMMUNICATIONS FROM CITY OFFICIALS

COMMUNICATIONS FROM CORPORATION COUNSEL, MIKE CURTI
SUGGEST THAT THE CITY COUNCIL INTENT TO ACT AS LEAD AGENCY IN
THE PROPOSED DISPOSITION OF SURPLUS PROPERTY OWNED BY THE
CITY OF YONKERS (1086 NORTH BROADWAY [FORMER BOYCE
THOMPSON INSTITUTE])

FILED

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COMMUNICATIONS - GENERALLY

NONE

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COMMITTEE OF THE WHOLE

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LOCAL LAW NO.18-2014

1. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

LOCAL LAW AUTHORIZING THE CONVEYANCE OF THE FORMER
POLICE HEADQUARTERS AT 10 SAINT CASIMIR AVENUE TO M.A.T.
REALTY LLC FOR THE REDEVELOPMENT OF SAID PROPERTY

Be it enacted by the City Council of the City of Yonkers, as follows:

Section 1. General City Law Section 23 and Second Class Cities
Law Section 37 are hereby superseded to the extent herein, provided as
follows:

M.A.T. Realty LLC, 405 Barretto St., Bronx NY10474 (hereinafter referred to as "M.A.T.") has expressed an interest to the City of Yonkers in rehabilitating the former police headquarters located at 10 Saint Casimir Avenue, Yonkers, New York, and identified on the Official Tax Map of the City of Yonkers as Section 2, Block 2040, Lot 16 (hereinafter "the Premises"), and which property is not currently being used nor has it been designated for specific use in the future nor can it be utilized by the City of Yonkers for its intended municipal purpose and is thereby considered surplus; and

The City Council of the City of Yonkers hereby authorizes the Mayor to execute a contract of sale containing substantially the same terms and conditions as set forth below with M.A.T. for the sale and redevelopment of the Premises into a light manufacturing facility, with permitted commercial, retail and residential uses. The terms and conditions as set forth below are hereby approved by the City Council, as the development of this property as stated hereinabove would be in the best interest of the City.

Section 2. The consideration for this sale will be Five Hundred
Thousand Dollars (\$ 500,000.00), subject to the following express terms
and conditions:

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LOCAL LAW NO.18-2014 (CONTINUED)

- 1) The property and all improvements situate thereon shall be
 - i. conveyed on an "as is" basis.
- 2) The sale to M.A.T. shall be without contingencies;
- 3) The purchaser must be a MWBE certified enterprise.
- 4) M.A.T. shall be required to pay all applicable city and state transfer taxes;
- 5) Closing to take place within 60 days of execution of contract.
- 6) The Mayor or his authorized designee shall negotiate such other terms and conditions which are in the best interest of the City of Yonkers.

Section 3. This local law shall take effect as provided by law.

THIS LOCAL LAW WAS ADOPTED BY THE CITY COUNCIL AT A
STATED MEETING HELD ON TUESDAY, DECEMBER 9, 2014 BY A
VOTE OF 7-0.

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GENERAL ORDINANCE

2. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

A GENERAL ORDINANCE GENERALLY AMENDING CHAPTER 20 OF THE YONKERS CITY CODE IN REGARD TO TRANSIENT BUSINESSES.

The City of Yonkers, in City Council convened, hereby ordains and enacts:

Section 1. That Chapter 20 of the Code of the City of Yonkers, more commonly known as the Consumer Protection Code of the City of Yonkers is hereby generally amended and revised in part, by amending Article V entitled "Transient Businesses" by deleting Section 20-25, and adding a new Section 20-25 to read as follows:

"Article V: Transient Businesses

§ 20-25. Definitions.

As used in this article, the following terms shall have the meanings indicated:

TRANSIENT RETAIL BUSINESS

A. One conducted in a store, hotel, house, building, structure or open lot for the sale at retail of goods, wares or merchandise, excepting food products, and which is intended to be conducted for a temporary period of time and not permanently. If the place in which a business is conducted is rented or leased for a period of six months or less, such fact shall be presumptive evidence that the business carried on therein is a transient business. If the store hotel, house, building, structure or open lot on which the sale is being held is owned by the same person or persons who has arranged for or is conducting the sale, then the owner of said property must comply with the provisions of §20-29 of this Article to conduct any sale. If the place in which a business is conducted is rented or leased under a lease or rental agreement granting an option or options to either party thereto to cancel said agreement or lease within a period of six months or less following the inception of said lease or rental agreement,

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GENERAL ORDINANCE (CONTINUED)

such fact shall be presumptive evidence that the business carried on therein is a transient business.

B. For the purpose of this definition, all qualified religious, charitable, educational, public interest and political organizations and their supportive committees, ad hoc or constituted, shall be exempt from this definition, but only as to fund-raising or signature solicitation activities that are pursuant to their valid and qualified functions."

Section 2. That Chapter 20 of the Code of the City of Yonkers, more commonly known as the Consumer Protection Code of the City of Yonkers is hereby generally amended and revised in part, by amending Article V entitled "Transient Businesses" by deleting Section 20-29, and adding a new Section 20-29 to read as follows:

"20-29 Permit required. [security deposit.]

No person or corporation shall conduct such transient retail business within the City of Yonkers until a permit to conduct such business has been obtained from the Director and the sum of [\$500 in cash is deposited with the] \$250 is paid to the Commissioner of Finance to last for a period of two months from the date of issuance.[as security for the payment of the tax imposed by this article and as security for the filing of weekly reports as required in § 20-28. Upon the filing with the [Comptroller] Commissioner of Finance of satisfactory proof that the person or corporation so making such deposit has discontinued such transient retail business, the [Comptroller] Commissioner of Finance shall return the cash deposit or so much thereof as shall remain after deducting all sums due the City under the provisions of this article. The failure of a permittee to file reports as required by § 20-28 shall be grounds for the City to retain the entire cash deposit.] The permit required under this section shall be prominently posted and displayed at the place at which the transient business is being conducted.

Section 3. This Ordinance shall take effect immediately.

THE ABOVE GENERAL ORDINANCE WAS PUT BACK INTO COMMITTEE

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GENERAL ORDINANCE NO.16-2014

3. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

A GENERAL ORDINANCE GENERALLY AMENDING CHAPTER 31 OF THE YONKERS CITY CODE IN REGARD TO DEBT COLLECTION AGENCIES.

The City of Yonkers, in City Council convened, hereby ordains and enacts:

Section 1. That Chapter 31 of the Code of the City of Yonkers, more commonly known as the Consumer Protection Code of the City of Yonkers is hereby generally amended and revised in part, by amending Article XVIII entitled "Debt Collection Agencies," by deleting Section 31-158 through Section 31-162, and adding new subdivisions to read as follows:

"Article XVIII: Debt Collection Agencies

Section 31-158. Definitions.

As used in this article, the following terms shall have the meanings indicated:

CONSUMER

Consumer shall mean any natural person obligated or allegedly obligated to pay any debt.

DEBT

Debt shall mean any obligation or alleged obligation of a consumer to pay money arising out of a transaction in which the money, property, insurance, or services which are the subject of the transaction are primarily for personal, family, or household purposes, whether or not such obligation has been reduced to judgment, or any obligation or alleged obligation arising out of a judgment.

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GENERAL ORDINANCE NO.16-2014 (CONTINUED)

DEBT COLLECTION AGENCY

Debt collection agency shall mean a person engaged in business the principal purpose of which is to regularly collect or attempt to collect debts owed or due or asserted to be owed or due to another and shall also include a buyer of delinquent debt who seeks to collect such debt either directly or through the services of another by, including but not limited to, initiating or using legal processes or other means to collect or attempt to collect such debt. The term does not include:

- (1) any person while serving or attempting to serve legal process on any other person in connection with the judicial enforcement of any debt;
- (2) any attorney-at-law or law firm collecting a debt in such capacity on behalf of and in the name of a client solely through activities that may only be performed by a licensed attorney, but not any attorney-at-law or law firm or part thereof who regularly engages in activities traditionally performed by debt collectors, including, but not limited to, contacting a debtor through the mail or via telephone with the purpose of collecting a debt or other activities as determined by rule of the commissioner;
- (3) any person employed by a utility regulated under the provisions of the public service law, acting for such utility;
- (4) any person collecting or attempting to collect any debt owed or due or asserted to be owed or due another to the extent such activity (i) is incidental to a bona fide fiduciary obligation or a bona fide escrow agreement; (ii) concerns a debt which was originated by such person; (iii) concerns a debt which was not in default at the time it was obtained by such person as a secured party in a commercial credit transaction involving the creditor;
- (5) any officer or employee of the United States, any state thereof or any political subdivision of any state to the extent that collecting or attempting to collect any debt owed is in the performance of his or her official duties;
- (6) any non-profit organization which, at the request of consumers, performs bona fide consumer credit counseling and assists customers in the liquidation of their debts by receiving payments from such customers and distributing such amounts to creditors.

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GENERAL ORDINANCE NO.16-2014 (CONTINUED)

DIRECTOR

The Director of the Office of Licensing, who is also referred to as the "Consumer Protection Officer" in Article VI A of the Charter, and the Director of Weights and measures, shall include the designee of the Director, unless otherwise provided.

OFFICE

The Office of Licensing of the City of Yonkers also known as the Consumer protection Bureau.

PERSON

Includes one or more persons of either sex, natural persons, corporations, partnerships, associations, joint-stock companies, societies and all other entities of any kind capable of being sued.

§31-159. License required.

It shall be unlawful for any person to act as a debt collection agency without first having obtained a license in accordance with the provisions of this Article, and without first being in compliance with all other applicable laws, rules and regulations.

§ 31-160. License term; fees.

All licenses issued pursuant to this Article shall be valid for one year unless sooner suspended or revoked. The annual fee for a license or renewal thereof shall be one hundred and fifty dollars.

§ 31-161. Applications.

a. Each person applying for a debt collection agency license or renewal thereof shall file an application in such form and detail as the Director may prescribe and shall pay the fee required by this Article.

b. In addition to any other information required, the Director shall require the following information:

1. The name and address of the applicant.

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GENERAL ORDINANCE NO.16-2014 (CONTINUED)

2. The applicant who is a non-resident of the city shall provide the name and address of a registered agent within the city or designate the Director as his or her agent upon whom process or other notification may be served.

§31-162. Required collection practices.

In addition to any practices required under any federal, state or local law, a debt collection agency shall:

a. In any permitted communication with the consumer, provide:

i. a call-back number to a phone that is answered by a natural person,

ii. the name of the agency,

iii. the originating creditor of the debt,

iv. the name of the person to call back, and

v. the amount of the debt at the time of the communication.

b. Confirm in writing to the consumer, within five business days, any debt payment schedule or settlement agreement reached regarding the debt.

§31-163. Prohibited collection practices.

In addition to any practices prohibited under any federal, state or local law, a debt collection agency shall not:

a. Attempt to collect or contact a consumer regarding a debt after such consumer requests verification for such debt until such agency furnishes such consumer written documentation identifying the creditor who originated the debt and itemizing the principal balance of the debt that remains or is alleged to remain due and all other charges that are due or alleged to be due;

b. Contact a consumer about or seek to collect a debt on which the statute of limitations for initiating legal action has expired unless such agency first provides the consumer such information about the consumer's legal rights as the commissioner prescribes by rule.

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GENERAL ORDINANCE NO.16-2014 (CONTINUED)

§31-164. Revocation.

The Director may at any time revoke or suspend any license issued pursuant to this article for violation of any of the terms or conditions of such license as herein set forth, but such license shall not be revoked without notice, and the licensee shall be entitled to a hearing.

§31-165. Penalties.

A violation of this Article shall constitute a Class II offense.

Section 2. This Ordinance shall take effect immediately.

THIS GENERAL ORDINANCE WAS ADOPTED BY THE CITY COUNCIL
AT A STATED MEETING HELD ON TUESDAY, DECEMBER 9, 2014 BY
A VOTE OF 7-0.

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RESOLUTION NO.122-2014

4. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

A RESOLUTION TO ISSUE A DETERMINATION OF SIGNIFICANCE PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT ("SEQRA") RELATING TO THE PROPOSED SALE OF CITY OWNED PROPERTY, LOCATED AT 10 SAINT CASIMIR AVENUE TO M.A.T. REALTY LLC.

WHEREAS, there is pending before the City Council, a proposed Local Law authorizing the sale of City real estate located at 10 Saint Casimir Avenue aka the former Yonkers Police Headquarters and as further described as Lot 16, at Block 2040 of Section 2 on the Official Tax Map of the City of Yonkers; and

WHEREAS, the City Council has determined that the proposed sale of this City real estate has been reviewed as an Type I Action under the State Environmental Quality Review Act ("SEQRA") requiring the City Council to comply with the Regulations promulgated pursuant to SEQRA; and

WHEREAS, the City Council has carefully considered the proposed action and has reviewed the attached Environmental Assessment Form and supplemental attachments and the criteria set forth in Section 617.7 of 6 NYCRR Part 617 of the SEQRA regulations and has identified and carefully considered the relevant areas of environmental concern as are fully set forth in said Environmental Assessment Form to determine if this proposed action will have a significant impact upon the environment.

NOW, THEREFORE, BE IT RESOLVED by the Yonkers City Council that, based upon the City Council's review of the Environmental Assessment Form and supplemental attachments, and for the reasons set forth therein, the City Council hereby adopts a Negative Declaration, under SEQRA, that there will be no adverse impact on the environment from sale of the property described as Section 2, Block 2040, Lot 16 on the Official Tax Map of the City of Yonkers and also known as 10 Saint Casimir Avenue.

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RESOLUTION NO.122-2014 (CONTINUED)

RESOLVED, that this Resolution shall take effect immediately.

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RESOLUTION NO.123-2014

5. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

RESOLVED, by the City Council of the City of Yonkers, in meeting assembled:

That the settlement by the Corporation Counsel in the amount of EIGHTY-FIVE THOUSAND DOLLARS (\$85,000.00) of the action entitled, DANNY SQUICCIARINI, plaintiff against THE CITY OF YONKERS, Defendant” for alleged civil rights violations arising out of an alleged arrest in April of 2011 in the parking lot of a stop and shop located at the Cross County Shopping Center in Yonkers, New York, be and the same hereby is approved and the Comptroller of the City of Yonkers is directed to draw his warrant in the amount of EIGHTY-FIVE THOUSAND DOLLARS (\$85,000.00) in favor of said plaintiff and his attorneys “Newman Ferrara, LLP as attorneys for Plaintiff”, 1250 Broadway, 27th Floor, New York, New York 10019.

RESOLVED, that this Resolution shall take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, DECEMBER 9, 2014 BY A VOTE OF 7-0.

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RESOLUTION NO.124-2014

6. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

RESOLUTION APPROVING AN INTER-MUNICIPAL AGREEMENT BY AND BETWEEN THE CITY OF YONKERS AND THE COUNTY OF WESTCHESTER TO ACCEPT GRANT FUNDING FOR FAMILY CAREGIVER SUPPORT SERVICES

WHEREAS, New York State Office of the Aging has provided the County of Westchester (the "County") with certain grant funding, which the County desires to pass through to the City of Yonkers (the "City"); and

WHEREAS, the City wishes to enter into an inter-municipal agreement ("IMA") with the County to accept/implement said grant funding; and

WHEREAS, New York State General Municipal Law Article 5-G, Section 119-o, authorizes municipal corporations and districts to enter into agreements for the performance of various functions.

NOW, THEREFORE, BE IT RESOLVED, that the City be and hereby is authorized to enter into an IMAs with the County for receipt of a Title III-E grant for Family Caregiver Support Services in an approximate amount of \$24,975.00, and requiring a City match in an amount not to exceed \$2,775.00; and be it further

RESOLVED, that the IMA is authorized for five (5) one-year terms; and be it further

RESOLVED, that the above constitutes a "Type II" action under the State Environmental Quality Review Act ("SEQRA"), and its implementing regulations, 6 NYCRR Part 617, which is an action determined not to have a significant effect on the environment and therefore does not require further environment review; and be it further

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RESOLUTION NO.124-2014 (CONTINUED)

RESOLVED, that Mayor or his authorized designee is hereby empowered to execute all instruments and take all actions reasonable and necessary to effectuate the purposes hereof; and be it further

RESOLVED, that this resolution will take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, DECEMBER 9, 2014 BY A VOTE OF 7-0.

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RESOLUTION NO.125-2014

7. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

RESOLUTION APPROVING TWO (2) INTER-MUNICIPAL AGREEMENTS BY AND BETWEEN THE CITY OF YONKERS AND THE COUNTY OF WESTCHESTER TO ACCEPT GRANT FUNDING FOR SERVICES FOR YOUTHS

WHEREAS, New York State Office of Children and Family Services has provided the County of Westchester (the "County") with grant funding, which the County desires to pass through to the City of Yonkers (the "City") acting by and through its Department of Parks, Recreation and Conservation; and

WHEREAS, the City wishes to enter into two (2) inter-municipal agreements ("IMAs") with the County to accept/implement said grants; and

WHEREAS, New York State General Municipal Law Article 5-G, Section 119-o, authorizes municipal corporations and districts to enter into agreements for the performance of various functions.

NOW, THEREFORE, BE IT RESOLVED, that the City be and hereby is authorized to enter into two (2) IMAs with the County for receipt of grants to fund the following:

1. Delinquency Prevention Program in an approximate amount of \$20,509.00;
2. Youth Recreation Program in an approximate amount of \$22,875.00; and be it further

RESOLVED, that each IMA is authorized for a period of one-year ending December 31, 2014; and be it further

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RESOLUTION NO.125-2014 (CONTINUED)

RESOLVED, that the above constitutes a "Type II" action under the State Environmental Quality Review Act ("SEQRA"), and its implementing regulations, 6 NYCRR Part 617, which is an action determined not to have a significant effect on the environment and therefore does not require further environment review; and be it further

RESOLVED, that Mayor or his authorized designee is hereby empowered to execute all instruments and take all actions reasonable and necessary to effectuate the purposes hereof; and be it further

RESOLVED, that this resolution will take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, DECEMBER 9, 2014 BY A VOTE OF 7-0.

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RESOLUTION NO.126-2014

8. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

RESOLUTION APPROVING FIVE(5) INTER-MUNICIPAL AGREEMENTS BY AND BETWEEN THE CITY OF YONKERS AND EACH OF THE FOLLOWING: THE COUNTY OF WESTCHESTER; THE VILLAGES OF ARDSLEY, ELMSFORD, HASTINGS ON HUDSON, AND DOBBS FERRY, REGARDING ACCEPTANCE OF ORGANIC WASTE

WHEREAS, the County of Westchester acting on behalf of Refuse Disposal District No. 1 (the "County") passed Act No. 203-2013, which authorizes among other things, an inter-municipal agreement ("IMA") with the City of Yonkers (the "City") in order to continue the Organic Yard Waste Program for a term April 1, 2013 through March 31, 2018; and

WHEREAS, the City wishes to continue its agreements with the Villages of Dobbs Ferry, Ardsley, Hastings on Hudson, and Elmsford (the "Villages") for a commensurate term in furtherance of the Organic Yard Waste Program; and

WHEREAS, New York State General Municipal Law Article 5-G, Section 119-o, authorizes municipal corporations and districts to enter into agreements for the performance of various functions.

NOW, THEREFORE, BE IT RESOLVED, that the City be and hereby is authorized to enter into five(5) IMAs with each of the County and the Villages in furtherance of the Organic Yard Waste Program for a term April 1, 2013 through March 31, 2018; and be it further

RESOLVED, that the above constitutes a "Type II" action under the State Environmental Quality Review Act ("SEQRA"), and its implementing regulations, 6 NYCRR Part 617, which is an action determined not to have a significant effect on the environment and therefore does not require further environment review; and be it further

RESOLVED, that Mayor or his authorized designee is hereby empowered to execute all instruments and take all actions reasonable and necessary to effectuate the purposes hereof; and be it further

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RESOLUTION NO.126-2014 (CONTINUED)

RESOLVED, that this resolution will take effect immediately.

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RESOLUTION NO.127-2014

9. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

WHEREAS, Mayor Mike Spano has appointed Carlos A. Moran to be Commissioner of Human Resources for the City of Yonkers; and

WHEREAS, the Human Resources Commissioner designee has approximately 16 years of progressive social services experience in both the public and private sectors, with increasing responsibilities with each assignment; and

WHEREAS, the Human Resources Commissioner designee has all of the qualifications, training, and experience to assist in the guidance, management and leadership in the Human Resources Department of the City of Yonkers; and

WHEREAS, pursuant to the Charter of the City of Yonkers, the appointment of the Human Resources Commissioner is subject to the advice and consent of the City Council; and

WHEREAS, it is in the best interest of the City of Yonkers that the City Council give advice and consent to the appointment of Carlos A. Moran as Human Resources Commissioner; and

NOW, THEREFORE, BE IT RESOLVED, that the Yonkers City Council hereby gives its advice and consent to the appointment of Carlos A. Moran as Human Resources Commissioner; and be it further

RESOLVED, that this resolution shall take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, DECEMBER 9, 2014 BY A VOTE OF 7-0.

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TUESDAY, DECEMBER 09, 2014

RESOLUTION NO.128-2014

10. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

WHEREAS, Mayor Mike Spano has appointed Robert J. Piwinski to the Landmarks Preservation Board for a term to expire on January 28,2016; and

WHEREAS, Robert J. Piwinski, is a longtime Yonkers resident and has over thirty years of experience as a business leader; and

WHEREAS, Robert J. Piwinski, has extensive knowledge of local Yonkers history and architecture gained from thirty years of collecting and researching local historic documents, photographs and maps; and

WHEREAS, pursuant to the Charter of the City of Yonkers, the appointment of a member of the Landmarks Preservation Board is subject to the advice and consent of the City Council; and

WHEREAS, it is in the best interest of the City of Yonkers that the City Council approve the appointment of Robert J. Piwinski to the Landmarks Preservation Board; and

NOW, THEREFORE, BE IT RESOLVED, that the Yonkers City Council hereby gives its advice and consent to the appointment of Robert J. Piwinski; and be it further

RESOLVED, that this resolution shall take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, DECEMBER 9, 2014 BY A VOTE OF 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, DECEMBER 09, 2014

RESOLUTION NO.129-2014

11. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

RESOLUTION CONGRATULATING YONKERS RESIDENT PATRICK 'PAT' QUINN UPON THE OCCASION OF HIS DESIGNATION FOR SPECIAL RECOGNITION

WHEREAS, It has been seventy-five years since Lou Gehrig gave the most famous speech any athlete has ever given in this country, after being diagnosed with Amyotrophic Lateral Sclerosis, now known throughout the world as Lou Gehrig's Disease as much as it is known by three chilling letters: and

WHEREAS, it is incumbent upon the people of the great City of Yonkers to recognize and acknowledge those within our midst who have made significant contributions to the quality of life therein; and

WHEREAS, attendant to such concern, and in full accord with its long-standing traditions, this Legislative Body is justly proud to congratulate Patrick 'Pat' Quinn upon the occasion of his designation for special recognition by Time Magazine; and

WHEREAS, Pat Quinn was born and raised in this great City of Yonkers; he attended Iona Prep and Iona College and always took pride in being an athlete; he played basketball in high school and rugby in college; and

WHEREAS, on the 8th of March, 2013, his life was changed when he was diagnosed with Amyotrophic Lateral Sclerosis (ALS) otherwise known as Lou Gehrig's disease; and

WHEREAS, ALS is a progressive neurodegenerative disease for which there is no known cause, cure, or effective treatment; and

WHEREAS, ALS affects nerve cells in the brain and the spinal cord; the nerve cells that direct motor functions, known as motor neurons, reach from the brain to the spinal cord and from the spinal cord to the muscles throughout the body; the progressive degeneration of the motor neurons in ALS eventually leads to their death; when the motor neurons die, the ability of the brain to initiate and control muscle movement is lost, with voluntary muscle action progressively affected; patients in the later

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RESOLUTION NO.129-2014 (CONTINUED)

stages of the disease may become totally paralyzed; and yet, through it all, for the vast majority of people afflicted with ALS, their minds remain unaffected; and

WHEREAS, approximately 5,600 people in the United States are newly diagnosed with ALS each year; there are thirty thousand people living with ALS today in the United States; and

WHEREAS, ALS occurs throughout the world with no age, racial, ethnic, or socioeconomic boundaries; this devastating disease has impacted the lives of many people across New York State including the late United States Senator from New York, Jacob K. Javits; and

WHEREAS, since his diagnosis, Pat Quinn has worked diligently to raise awareness for ALS; and

WHEREAS, amongst his many accomplishments, Pat Quinn is the founder of his own ALS charity, the Quinn for the Win Foundation; and

WHEREAS, last year, to raise money and awareness for the disease, Pat Quinn launched the ALS Ice Bucket Challenge campaign on social media with the help of his friend, former Boston College baseball captain Pete Frates, who also has ALS; and

WHEREAS, as part of the challenge, people all across the country, in every imaginable setting, are dumping buckets of icy water on their heads and then challenging two or three friends, on video, to do the same within the next 24 hours, or pay \$100 to an ALS charity; and

WHEREAS, since the creation of the ALS Ice Bucket Challenge, the ALS Association reports that it has received \$15.6 million in donations compared to \$1.8 million during the same time period last year; these donations have come from existing donors and 307,598 new donors; and

WHEREAS, the ALS Association's mission is to lead the fight to cure and treat ALS through global, cutting-edge research and to empower people with ALS and their families to live fuller lives by providing them with compassionate care and support; and

WHEREAS, in addition to raising funds, the ALS Ice Bucket Challenge campaign has also helped raise awareness for this terrible disease; Pat Quinn has appeared live on the air to help douse the anchors of Good Morning America in their ALS Ice Bucket Challenge; he has also

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appeared on Fox 5 News and NY1; a few celebrity bucketeers include Matt Lauer, Martha Stewart, Ethel Kennedy, Conan O'Brien, Steven Spielberg, Justin Timberlake, Ryan Seacrest, Bill Gates and Derek Jeter; and

WHEREAS, since the launch of this viral phenomenon, the ALS Ice Bucket Challenge has raised more than \$100 million worldwide for ALS charities, according to TIME Magazine; and

WHEREAS, consequently, TIME Magazine has nominated both Pat Quinn and Pete Frates as candidates for its prestigious Person of the Year award for 2014; and

WHEREAS, it is the sense of this Legislative Body to urge all of our citizens to support the search for a cure of ALS and assist those individuals and families who deal with this devastating disorder on a daily basis;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Yonkers pause in its deliberations to congratulate Patrick 'Pat' Quinn upon the occasion of his designation for special recognition; and

BE IT FURTHER RESOLVED, that a copy of this resolution, suitably engrossed, be transmitted to Pat Quinn.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, DECEMBER 9, 2014 BY A VOTE OF 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, DECEMBER 09, 2014

COMMITTEE REPORTS

THIS COUNCIL MEETING WAS ADJOURNED AT 8:30PM